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7 UNITED STATES DISTRICT COURT

8 DISTRICT OF NEVADA

9 JOANNE LIU and WESLEY CHONG,
10

CASE NO.: 2:22-cv-00099- CDS-VCF

11 Plaintiffs,

12 vs.

13 STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY, and DOES I
14 through X, inclusive,

15 Defendants.

16 **STIULATION AND ORDER TO EXTEND DISCOVERY**

17 **(First Request)**

18
19 Defendant STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY, by
20 and through its attorneys, Christine M. Booze and Andrew D. Smith of the law firm WINNER &
21 BOOZE, and Plaintiffs JOANNE LIU and WESLEY CHONG, by and through their attorney,
22 Robert E. Marshall, of the MARSHALL LAW OFFICE, hereby submit the following Stipulation
23 and (Proposed) Order to Extend Discovery pursuant to LR 26-4 LR IA 6-1.

24 This is the first stipulation for an extension of discovery deadlines.

25 **A. Discovery Completed**

26 Plaintiffs have served their initial disclosure of witnesses and documents, and two
27 supplement thereto.

28 Defendant has served its initial disclosure of witnesses and documents and one

1 supplement thereto.

2 Defendant has served one set of Interrogatories and one set of Requests for the
3 Production of Documents to Plaintiff, which have been answered.

4 Plaintiff has served one set of Interrogatories, one set of Requests for the Production of
5 Documents to Defendant, which have been answered.

6 **B. Discovery that Remains to Be Completed**

7 Deposition of plaintiff Joanne Liu.

8 FRCP 35 examination of plaintiffs Joanne Liu and Wesley Chong.

9 Experts will need to review new records and supplement their reports.

10 Defendant anticipates deposing medical doctors, and plaintiffs' experts.

11 Plaintiff reserves the right to depose the Defendant's medical experts.

12 **C. The Reasons Why Discovery Was Not Completed In the Time Limits Set by the**
13 **Discovery Plan**

14 Coordinating a date for the Plaintiffs' depositions and Rule 35 examinations has taken
15 longer than expected. Both Plaintiffs maintain residences outside of Nevada. Defendant
16 retained David Fish, MD, to conduct a Rule 35 exam prior to litigation. Dr. Fish practices
17 medicine in Southern California but travels regularly to Las Vegas for matters such as
18 this.

19 Counsel for both parties are attempting to schedule dates, in which both Plaintiffs'
20 depositions and Rule 35 exams can be conducted, to minimize their travel to and from
21 Las Vegas.

22 A 90-day extension of discovery is respectfully requested to permit the depositions and
23 Rule 35 exams to be taken, and to permit experts to complete reports based on those
24 exams prior to the initial expert disclosure deadline.

25 **D. Proposed Schedule for Completing Discovery**

26 The parties propose to complete discovery on the following deadlines:

- 27 • Discovery Cut-Off: February 7, 2023

- Deadline to Disclose Initial Experts: December 8, 2022
- Deadline to Disclose Rebuttal Experts: January 8, 2023
- Deadline to File Dispositive Motions: March 9, 2023
- Deadline to File Joint Pre-Trial Order: April 10, 2023


If dispositive motions are filed, the deadline for filing the joint pretrial order will be suspended until 30 days after decision on the dispositive motions or further court order.

DATED this 30th day of August, 2022.

DATED this 29th day of August, 2022.

WINNER & BOOZE

MARSHALL LAW OFFICE

By: 

By: 

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For the Plaintiffs

ORDER

IT IS SO ORDERED.

DATED this 30th day of August, 2022.



U.S. JUDGE MAGISTRATE

WINNER & BOOZE
A L I T T L E L A T E R